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Practitioner's Docket No. 399756

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Shubhen Kapila, et al.

Application No.: 10/081,409

Art Unit.: 1712

Filed: February 21, 2002

Examiner: Lovering, Richard D.

For: SOLVENT AND METHOD FOR EXTRACTION OF TRIGLYCERIDE RICH OIL

**MAIL STOP NON-FEE AMENDMENT**

**Commissioner for Patents**

**P.O. Box 1450**

**Alexandria, VA 22313-1450**

**CERTIFICATE OF MAILING**  
**via EXPRESS MAIL**

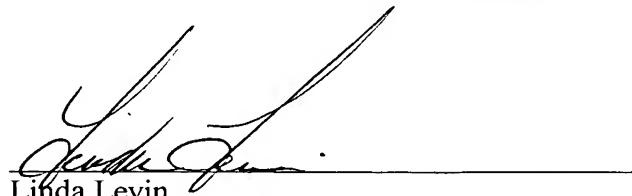
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Date of Deposit: March 24, 2004

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2. Response to Notice of Non-Compliant Amendment (6 pages)
3. Certificate of Mailing (1 page)
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Linda Levin



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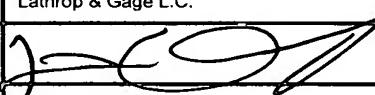
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|  |   |                        |                        |
|--|---|------------------------|------------------------|
|  |   | Application Number     | 10/081,409             |
|  |   | Filing Date            | February 21, 2002      |
|  |   | First Named Inventor   | Shubhen Kapila, et al. |
|  |   | Art Unit               | 1712                   |
|  |   | Examiner Name          | Metzmaier, Daniel S.   |
| Total Number of Pages in This Submission | 8 | Attorney Docket Number | 399756                 |

## ENCLOSURES (check all that apply)

|  |   |  |
|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form                                | <input type="checkbox"/> Drawing(s)   | <input type="checkbox"/> After Allowance Communication to Group  |
| <input type="checkbox"/> Fee Attached  | <input type="checkbox"/> Licensing-related Papers                                       | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  |
| <input type="checkbox"/> Amendment / Reply                                   | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)   |
| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Proprietary Information   |
| <input type="checkbox"/> Affidavits/declaration(s)                           | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter   |
| <input type="checkbox"/> Extension of Time Request                           | <input type="checkbox"/> Terminal Disclaimer  | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br><br>-Response to Notice of Non-Compliant Amendment<br>-Certificate of Mailing<br>-Return Postcard |
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| <input type="checkbox"/> Response to Missing Parts/ Incomplete Application   |   |  |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 |   |  |
| Remarks  |   |  |

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|                         |   |
|-------------------------|---|
| Firm or Individual name | Dan Cleveland, Reg. No. 36,106<br>Lathrop & Gage L.C.                               |
| Signature               |  |
| Date                    | 3/25/04   |

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

|                       |   |      |
|-----------------------|---|------|
| Typed or printed name | Linda Levin   |      |
| Signature             |  | Date |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT  
Attorney Docket No. 399756  
Express Mail Label No.: EV 386826712 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Shubhen Kapila, et al.

Serial No. 10/081,409

Filed: February 21, 2002

For: Solvent and Method for  
Extraction of Triglyceride  
Rich Oil

Examiner: Metzmaier, Daniel S.

Group Art Unit: 1712

Confirmation No. 2767

**MAIL STOP NON-FEE AMENDMENT**

**Commissioner for Patents**

**P.O. Box 1450**

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**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

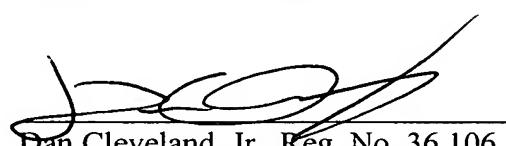
Sir:

In response to the Notice of Non-Compliant Amendment mailed March 17, 2004 and in compliance with 37 CFR § 1.21(h), Applicants submit herewith the Amendment to the Specification accordance with 37 CFR 1.121(b) and entire "Amendments to the Claims" section of the amendment filed December 12, 2003 in accordance with 1.121(c).

Applicants believe that this submission responds fully to the Notice of Non-Compliant Amendment. Should any issues remain outstanding, the Examiner is encouraged to telephone the undersigned attorney. Should any fees be deemed necessary in connection with this submission, the Commissioner is authorized to charge Deposit Account No. 12-0600.

Respectfully submitted,

By:

  
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